

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

**STARS AND STRIPES  
GYMNASTICS ACADEMY, INC.,** a  
Michigan corporation,

Plaintiff,

Case No. 4:20-cv-12301  
Hon. Matthew F. Leitman

v.

**LIBERTY MUTUAL GROUP, INC.,**  
a Massachusetts corporation and  
**OHIO SECURITY INSURANCE  
COMPANY,**

Defendants.

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**ORDER GRANTING DEFENDANTS' AMENDED MOTION FOR  
SUBSTITUTED SERVICE (ECF No. 20) AND TERMINATING AS MOOT  
DEFENDANTS' ORIGINAL MOTION FOR SUBSTITUTED SERVICE  
(ECF No. 19.)**

In this action, Plaintiff Stars and Stripes Gymnastics Academy, Inc., brought a breach of contract of insurance claim against Defendants Liberty Mutual Group, Inc., and Ohio Security Insurance Company. Defendants attempted to serve a deposition subpoena on non-party witness Carlo Farrugia. It appears Mr. Farrugia is evading service. (*See* Mot., ECF No. 20.) For that reason, Defendants filed a Motion for Substituted Service of a subpoena on Mr. Farrugia. (*See* Mot., ECF No. 19.) Defendants later filed an Amended Motion for Substituted Service. (*See* ECF

No. 20.) For the reasons stated in Defendants' Amended Motion and supporting brief, the Amended Motion for Substituted Service (ECF No. 20) is **GRANTED**. And the original motion (ECF No. 19) is **TERMINATED AS MOOT**.

Defendants shall set a date for Mr. Farrugia to appear for his deposition. At least three weeks prior to the date of the re-scheduled deposition, Defendants shall serve a deposition subpoena on Mr. Farrugia using all of the following methods:

- (a) Firmly tacking and posting the deposition subpoena to Mr. Farrugia's business address at 5275 Dixie Highway, Suite A-1, Waterford, Michigan;
- (b) Mailing the deposition subpoena by U.S. Mail, to the business address of Mr. Farrugia at 5275 Dixie Highway, Suite A-1, Waterford, Michigan 48329;
- (c) Mailing the deposition subpoena by Certified Mail, Return Receipt Requested, to the business address of Mr. Farrugia at 5275 Dixie Highway, Suite A-1, Waterford, Michigan 48329;
- (d) If his residence can be located, tacking a copy of the notice upon Mr. Farrugia's residence three weeks prior to the deposition;
- (e) If his residence can be located, mailing the deposition subpoena by U.S. Mail, to the residence of Mr. Farrugia; and
- (f) If his residence can be located, mailing the deposition subpoena, by Certified Mail, Return Receipt Requested, to the residence of Mr. Farrugia.

**IT IS SO ORDERED.**

s/Matthew F. Leitman  
MATTHEW F. LEITMAN  
UNITED STATES DISTRICT JUDGE

Dated: May 24, 2021

I hereby certify that a copy of the foregoing document was served upon the parties and/or counsel of record on May 24, 2021, by electronic means and/or ordinary mail.

s/Holly A. Monda

Case Manager  
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